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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/701,506

11/05/2003

Todd Silverstein

Requent 02.01

7649

7590 07/11/2008
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EXAMINER

AIRAPETIAN, MILA

ART UNIT

PAPER NUMBER

3625

MAIL DATE

DELIVERY MODE

07/11/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**Supplemental
Notice of Allowability**

Application No.

10/701,506

Examiner

MILA AIRAPETIAN

Applicant(s)

SILVERSTEIN ET AL.

Art Unit

3625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Supplemental Examiner's Amendment.
2. ☒ The allowed claim(s) is/are 124-139,141-185,187-216-222, 226-229,232, 234 and 235.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date ____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date ____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input checked="" type="checkbox"/> Other <u>See Continuation Sheet</u> . |

/Jeffrey A. Smith/
Jeffrey A. Smith
SPE AU 3625

Continuation of Attachment(s) 9. Other: Supplemental Examiner's Amendment.

EXAMINER'S AMENDMENT

(Supplemental)

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Drucker on June 6, 2008.

The application has been amended as follows:

In the Title:

The title has been amended to read as follows:

--Remote Purchasing System, Method and Program--

In the Claims:

124. (Currently Amended) A computer-implemented method of enabling a purchase of a product or service the method comprising:

(a) receiving identification of at least one product or service available for purchase at any venue in a set of one or more venues;

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(b) presenting to a purchaser, via a communications device, a list of the at least one product or service;

(c) receiving, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein the at least one selected product or service:

(i) is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser, or service and

(ii) is available for purchase in person at any venue in the set of one or more venues prior to the performance of steps (b) and (c), or service;

(d) providing to the recipient a notification corresponding to the instruction¹;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

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125. (Currently Amended) The invention of claim 124, wherein the notification further comprises an identifier that the recipient presents or redeems in person at any venue in the set of one or more venues to receive the at least one selected product or service.

127. (Currently Amended) The invention of claim 125, wherein the identifier is adapted to be printed on a medium that the recipient presents or redeems at any venue in the set of one or more venues to receive the at least one selected product or service.

128. (Currently Amended) The invention of claim 124, further comprising storing a physical device identifier corresponding to a physical device that the recipient presents at any venue in the set of one or more venues to receive the at least one selected product or service.

129. (Currently Amended) The invention of claim 124, further comprising:

(e) providing, to at least one venue in the set of one or more venues, data enabling authentication of the recipient to receive the at least one selected product or service.

130. (Currently Amended) The invention of claim 129, wherein step (e) is performed at substantially the same time as presentation by the recipient at the at least one venue of (i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a physical device enabling authentication of the recipient to receive the at least one selected product or service.

131. (Currently Amended) The invention of claim 129, wherein step (e) further comprises providing the data enabling the authentication of the recipient to all of the venues of the set of one or more venues in advance of presentation by the recipient of (i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a physical device enabling authentication of the recipient to receive the at least one selected product or service.

132. (Currently Amended) The invention of claim 129, wherein the data provided in step (e) comprises identification of the at least one selected product or service.

133. (Currently Amended) The invention of claim 124, further comprising:
(e) storing instruction data associated with the instruction indicating that the recipient is entitled to the at least one selected product or service.

(f) receiving redemption data from a venue indicating that the at least one selected product or service has been provided to the recipient; and

(g) updating the instruction data to indicate that the at least one selected product or service has been provided.

141. (Currently Amended) The invention of claim 140, wherein the pre-supplied portion comprises at least one of (i) a purchaser name, (ii) a purchaser email address, (iii) a purchaser text messaging address, (iv) one or more venues, (v) one or more selected products or service, and (vi) payment information.

142. (Currently Amended) The invention of claim 124, further comprising electronically processing a payment from the purchaser for the at least one selected product or service.

144. (Currently Amended) The invention of claim 124, wherein the instruction specifies a plurality of selected products or services each at a different set of one or more venues associated with the same recipient.

145. (Currently Amended) The invention of claim 124, wherein the instruction specifies a specific product or service for each of a plurality of different recipients associated with the set of one or more venues.

160. (Currently Amended) The invention of claim 124, further comprising providing identification of the at least one selected product or service to the recipient.

163. (Currently Amended) The invention of claim 124, wherein the at least one product or service is a beverage.

164. (Currently Amended) The invention of claim 124, wherein the list of the at least one product or service is provided by the recipient, and further comprising receiving the list of the at least one product or service from the recipient in advance of receipt of the instruction from the purchaser.

165. (Currently Amended) The invention of claim 164, further comprising storing the list of the at least one product or service in a profile associated with the recipient.

169. (Currently Amended) The invention of claim 124, further comprising, prior to receipt of the instruction from the purchaser, receiving from a recipient and providing to a plurality of purchasers a message indicating at least one desired product or service and/or at least one venue specified by the recipient.

170. (Currently Amended) A computer-implemented system for enabling a purchase of a product or service, the system adapted to:

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(a) receive identification of at least one product or service available for purchase at any venue in a set of one or more venues;

(b) present to a purchaser, via a communications device, a list of the at least one product or service;

(c) receive, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein the at least one selected product or service;

(i) is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser or service and

(ii) is available for purchase in person at any venue in the set of one or more venues prior to the performance of steps (b) and (c) or service; and

(d) provide to the recipient a notification corresponding to the instruction[.] ;

(e) receive an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(f) provide to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

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171. (Currently Amended) The invention of claim 170, wherein the notification further comprises an identifier that the recipient presents or redeems in person at any venue in the set of one or more venues to receive the at least one selected product or service.

173. (Currently Amended) The invention of claim 171, wherein the identifier is adapted to be printed on a medium that the recipient presents or redeems at any venue in the set of one or more venues to receive the at least one selected product or service.

174. (Currently Amended) The invention of claim 170, wherein the system is further adapted to store a physical device identifier corresponding to a physical device that the recipient presents at any venue in the set of one or more venues to receive the at least one selected product or service.

175. (Currently Amended) The invention of claim 170, wherein the system is further adapted to:

(e) provide, to at least one venue in the set of one or more venues, data enabling authentication of the recipient to receive the at least one selected product or service.

176. (Currently Amended) The invention of claim 175, wherein step (e) is performed at substantially the same time as presentation by the recipient at the at least one venue of (i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a physical device enabling authentication of the recipient to receive the at least one selected product or service.

177. (Currently Amended) The invention of claim 175, wherein step (e) further comprises providing the data enabling the authentication of the recipient to all of the

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venues of the set of one or more venues in advance of presentation by the recipient of

(i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a

physical device enabling authentication of the recipient to receive the at least one

selected product or service.

178. (Currently Amended) The invention of claim 175, wherein the data provided

in step (e) comprises identification of the at least one selected product or service.

179. (Currently Amended) The invention of claim 170, wherein the system is

further adapted to:

(e) store instruction data associated with the instruction indicating that the

recipient is entitled to the at least one selected product or service;

(f) receive redemption data from a venue indicating that the at least one selected

product or service has been provided to the recipient; and

(g) update the instruction data to indicate that the at least one selected product or service has been provided.

187. (Currently Amended) The invention of claim 186, wherein the pre-supplied

portion comprises at least one of (i) a purchaser name, (ii) a purchaser email address,

(iii) a purchaser text messaging address, (iv) one or more venues, (v) one or more

selected product[s] or service and (vi) payment information.

188. (Currently Amended) The invention of claim 170, wherein the system is

further adapted to electronically process a payment from the purchaser for the at least

one selected product or service.

190. (Currently Amended) The invention of claim 170, wherein the instruction specifies a plurality of selected products or services each at a different set of one or more venues associated with the same recipient.

191. (Currently Amended) The invention of claim 170, wherein the instruction specifies a specific product or service for each of a plurality of different recipients associated with the set of one or more venues.

206. (Currently Amended) The invention of claim 170, wherein the system is further adapted to provide identification of the at least one product or service to the recipient.

209. (Currently Amended) The invention of claim 170, wherein the at least one product or service is a beverage.

210. (Currently Amended) The invention of claim 170, wherein the list of the at least one product or service is provided by the recipient, and wherein the system is further adapted to receive the list of the at least one product or service from the recipient in advance of receipt of the selection from the purchaser.

211. (Currently Amended) The invention of claim 210, wherein the system is further adapted to store the list of the at least one product or service in a profile associated with the recipient.

215. (Currently Amended) The invention of claim 170, wherein the system is further adapted to, prior to receipt of the instruction from the purchaser, receive from a recipient and provide to a plurality of purchasers a message indicating at least one desired product or service and/or at least one venue specified by the recipient.

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216. (Currently Amended) A machine-readable medium, having encoded thereon program code, wherein, when the program code is executed by a machine, the machine implements a computer-implemented method of enabling a purchase of a product or service, the method comprising:

(a) receiving identification of at least one product or service available for purchase at any venue in a set of one or more venues;

(b) presenting to a purchaser, via a communications device, a list of the at least one product or service;

(c) receiving, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein the at least one selected product or service:

(i) is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser, or service and

(ii) is available for purchase in person at any venue in the set of one or more venues prior to the performance of steps (b) and (c) or service;

(d) providing to the recipient a notification corresponding to the instruction or service;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

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(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

217. (Previously Presented) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;


(c) transmitting, to at least one venue in the set of one or more venues, data enabling authentication of the recipient to claim the at least one specified product or service;

wherein step (c) comprises transmitting the data enabling the authentication of the recipient to all of the venues of the set of one or more venues in advance of presentation by the recipient of (i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a physical device enabling authentication of the recipient to receive the at least one specified product or service;

(d) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser at any venue in a second set of one or more venues; and


(e) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

220. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues; 

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(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

wherein the instruction specifies a plurality of specified products or services, each at a different set of one or more venues associated with the same recipient; 

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(c) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(d) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

221. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

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(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

wherein the instruction specifies a specific product or service for each of a plurality of different recipients associated with the set of one or more venues;

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~~(c) receiving an instruction from at least one of the plurality of different recipients to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and~~

~~(d) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the at least one of the plurality of different recipients is pre-supplied without input from the recipient.~~

222. (Previously Presented) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) receiving, from a remote communications device used by the purchaser, a message indicating selection of a link (i) on a web or browser page or (ii) in an electronic or text message;

(d) initiating step (a) based on receipt of the message;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser at any venue in a second set of one or more venues; and

(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

226. (Currently Amended) A computer-implemented method of enabling purchase of a product, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product v for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) transmitting data to enable displaying to the purchaser, on a communications device, a list of one or more possible venues;

(d) receiving from the purchaser a selection of the set of one or more venues from the list of one or more possible venues;

(e) using a historical list of one or more venues physically visited by the recipient to generate the list of possible venues;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser at any venue in a second set of one or more venues; and

(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

227. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) transmitting data to enable displaying to the purchaser, on a communications device, a list of one or more possible venues;

(d) receiving from the purchaser a selection of the set of one or more venues from the list of one or more possible venues; ,

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(e) receiving the list of one or more possible venues from the recipient;

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(f) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(g) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

231. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) prior to steps (d) and (e), receiving a list of one or more available products or services from the recipient;

(d) displaying to the purchaser, on a communications device, the list of one or more available products or services;

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(e) receiving from the purchaser a selection of the at least one product or service from the list of one or more available products or services;

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(f) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(g) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

232. (Previously Presented) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one

specified product or service to be provided to the recipient at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) storing an account balance for the purchaser;

(d) debiting or crediting the account balance based on the instruction;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser at any venue in a second set of one or more venues; and

(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

234. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) prior to steps (b) and (c), receiving from a recipient and transmitting to a plurality of purchasers a message indicating at least one desired good or service and/or at least one venue specified by the recipient;

(b) receiving an instruction from a purchaser to purchase at least one specified product or service for the recipient, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

(c) transmitting to the recipient a notification corresponding to the instruction,
wherein the notification identifies the set of one or more venues[] :

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~~(d) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and~~

~~(e) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from recipient is pre-supplied without input from the recipient.~~

235. (Previously Presented) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) transmitting, to at least one venue in the set of one or more venues, data enabling authentication of the recipient to claim the at least one specified product or service;

wherein the at least one product or service is a beverage;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser at any venue in a second set of one or more venues; and

(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

Claims 140 and 186 are canceled.

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

Regarding claim 124

The prior art of record neither anticipates nor renders obvious the following feature: (in response to receiving a gift from a purchaser/gift giver by a recipient) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

Regarding claims 170, 216, 218, 220, 221, 227, 231 and 234

Claims 170, 216, 218, 220, 221, 227, 231 and 234 are each parallel in subject matter to the feature noted above with respect to claim 13 and are allowable for reasons similar to those provided for claim 124.

The most remarkable prior art of record is to Whitfield (US 2007/0157021).

Whitfield discloses a method and system for issuance, acquisition, and redemption of certificates in a transaction network, including receiving, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein said product or service is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser.

It is clear from the description of Whitfield that the prior art does not consider the possibility of: receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient, as recited in the independent claims 124, 170, 216, 218, 220, 221, 227, 231 and 234.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US 6,633,849 to Dodd et al. teaches a system and method for electronically forwarding an online gift.

"Gifs, Certificates, Incentives; Incentive" discloses a system that allows customers purchase gift certificates, and allows recipients to choose how to redeem their gift certificate or card: at a retail store, via a catalog or through a Web site.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mila Airapetian whose telephone number is (571) 272-3202. The examiner can normally be reached on Monday-Friday 9:30 am - 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey A. Smith can be reached on (571) 272-6763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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